

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

| | | |
|---|---|--------------------------------------|
| OFFICE DEPOT, INC. |) | CASE NO. 1:09-cv-02791 |
| |) | |
| Plaintiff, |) | JUDGE SOLOMON OLIVER, JR. |
| |) | |
| v. |) | |
| |) | DISMISSAL AND RELEASE OF BOND |
| IMPACT OFFICE PRODUCTS, LLC <i>et al.</i> , |) | |
| |) | |
| Defendants. |) | |
| |) | |

The parties, through their respective counsel, stipulate pursuant to Fed. R. Civ. P. 41(a) to the full dismissal of the above-captioned action, with prejudice, each party to bear its own costs. Furthermore, the Bond deposited by Plaintiff Office Depot is no longer needed and shall be released by the Court to Office Depot. This Court shall retain jurisdiction over any settlement disputes between the parties.

SO ORDERED.

Dated: _____

HONORABLE JUDGE SOLOMON OLIVER, JR

**WE SO MOVE/STIPULATE
AND AGREE TO ABIDE BY THE TERMS OF THIS ORDER**

/s/ H. Alan Rothenbuecher (per email consent)

H. Alan Rothenbuecher, Esq. (0041883)

har@icemiller.com

Ice Miller

US Bank Centre at Playhouse Square

1350 Euclid Ave., Suite 1400

Cleveland, Ohio 44115

Phone: (216) 621-6501

Facsimile: (216) 621-6502

Attorney for Defendants

Brian Kyle and Patrick Lavelle

/s/ W. Eric Baisden (per email consent)

W. ERIC BAISDEN (0055763)

Hahn Loeser & Parks LLP

200 Public Square, Suite 2800

Cleveland, Ohio 44114

216-247-2366 phone

216-274-2566 fax

ebaisden@hahnlaw.com

Attorney for Defendant Impact Office Products,
LLC

/s/ Robert M. Wolff

Robert M. Wolff (0006845)

Edward H. Chyun (0076880)

LITTLER MENDELSON, P.C.

1100 Superior Avenue, 20th Floor

Cleveland, OH 44114-2531

Telephone: (216) 696-7600

Facsimile: (216) 696-2038

e-mail: rwolff@littler.com

echyun@littler.com

Attorneys for Plaintiff

Office Depot, Inc.